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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 INGINIO HERNANDEZ

10 Plaintiff,

11 vs.

12 PUL MALAY, et al.,

13 Defendants.
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Case No. 3:12-CV-00357-PMP-(VPC)

ORDER

15 Plaintiff, who is a prisoner in custody at Ely State Prison, see 28 U.S.C. § 1915(h), has
16 submitted a document titled “Notice of Intention to File as Claim” that the court construes as a
17 complaint. The court dismisses this action because plaintiff did not pay the filing fee, nor did he
18 submit an application to proceed in forma pauperis with a financial certificate and a copy of his
19 inmate account statement, as required by 28 U.S.C. § 1915(a)(2) and Local Rule LSR 1-2.

20 IT IS THEREFORE ORDERED that the clerk of the court shall send plaintiff a blank form
21 for an application to proceed in forma pauperis for incarcerated litigants and a blank civil rights
22 complaint form with instructions.

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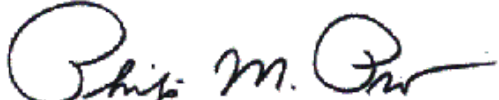
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1 IT IS FURTHER ORDERED that this action is **DISMISSED** without prejudice to plaintiff's
2 commencement of a new action in which he either pays the filing fee in full or submits a complete
3 application to proceed in forma pauperis, accompanied by a signed financial certificate and a
4 statement of his inmate account. The clerk of the court shall enter judgment accordingly.

5 DATED: July 13, 2012

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8 PHILIP M. PRO
United States District Judge